



DRW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Antonio BELLUSCHI

Examiner: Sunil Singh

Application No.: 10/691,699

Art Unit 3673

Filed: October 24, 2003

For: LAYING APPARATUS FOR CABLES, LINES CONDUCTORS OR SUCHLIKE,
AND RELATIVE LAYING METHOD

ELECTION OF SPECIES

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office action of August 29, 2005, Applicant elects the "hydraulic" species (disclosed in Figure 2), wherein the detection means and valve means are of the hydraulic type (actual claim 4, reference numbers 37 and 39 in Figure 2).

Claims 1, 5, 6, 10-12, 18 and 20 are generic to both species and claims 4, 13-15 and 17 cover the elected ("hydraulic") species.

Non-elected claims 2, 3, 7-9, 16 and 19 refer to the non-elected ("electronic") species. Applicant requests these withdrawn claims also be considered after claims to the elected species are found allowable. Furthermore, Applicant traverses this election requirement because all the claims have already been examined and had two office actions against them. Thus, it is respectfully submitted the recent requirement for election of species is not caused by any action of the Applicant and is inappropriate at this advanced stage of prosecution.

Date:

September 14, 2005

By:

Anthony P. Venturino

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Registration No. 31,674

APV/bms

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